

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA	:	CRIMINAL NO. <u>06-184</u>
v.	:	DATE FILED: <u>4/18/06</u>
MAURICE ALLEN SCHENCK	:	VIOLATIONS:
MACK WYNN	:	21 U.S.C. §846 (conspiracy to distribute cocaine base (“crack”) - 1 count)
	:	21 U.S.C. §841(a)(1) (distribution of cocaine base (“crack”) - 2 counts)
	:	21 U.S.C. § 841(a)(1) (possession with intent to distribute in excess of 50 grams of cocaine base (“crack”) - 1 count)
	:	21 U.S.C. § 841(a)(1) (possession with intent to distribute cocaine - 1 count)
	:	21 U.S.C. § 860 (distribution or possession with the intent to distribute cocaine base (“crack”) and cocaine near a school - 4 counts)
	:	18 U.S.C. § 2 (aiding and abetting)
	:	28 U.S.C. §2461(c) (notice of forfeiture)

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

From on or about November 1, 2005, to on or about November 2, 2005, in Philadelphia, in the Eastern District of Pennsylvania, defendants

**MAURICE ALLEN SCHENCK and
MACK WYNN**

conspired and agreed, together and with others unknown to the grand jury, to knowingly and intentionally distribute a mixture or substance containing a detectable amount of cocaine base (“crack”), a Schedule II controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(A).

MANNER AND MEANS

It was part of the conspiracy that:

1. Defendants MAURICE ALLEN SCHENCK and MACK WYNN and others unknown to the grand jury, were members of a drug organization which distributed cocaine base ("crack") in Philadelphia between on or about November 1, 2005 and on or about November 2, 2005, and received cash in payment for the cocaine base ("crack").
2. Defendant MAURICE ALLEN SCHENCK obtained cocaine and cocaine base ("crack") for distribution in Philadelphia.
3. Defendants MAURICE ALLEN SCHENCK and MACK WYNN distributed cocaine base ("crack") in the 100 block of W. Seymore Street, Philadelphia.
4. Defendants MAURICE ALLEN SCHENCK and MACK WYNN stored cocaine base ("crack") inside of 170 W. Seymore Street, Philadelphia, for distribution in the 100 block of W. Seymore Street, Philadelphia.

OVERT ACTS

In furtherance of the conspiracy and to accomplish its object, the following overt acts, among others, were performed in Philadelphia, in the Eastern District of Pennsylvania, and elsewhere:

1. On or about November 1, 2005, defendant MACK WYNN distributed cocaine base ("crack") to an undercover police officer and an individual known to the grand jury in front of 170 W. Seymore Street, Philadelphia.
2. On or about November 2, 2005, defendant MAURICE ALLEN SCHENCK distributed cocaine base ("crack") to an undercover police officer and an individual known to the

grand jury in front of 170 W. Seymore Street, Philadelphia.

3. On or about November 2, 2005, defendants MAURICE ALLEN SCHENCK and MACK WYNN possessed with the intent to distribute approximately 97.57 grams of cocaine base (“crack”) inside of 170 W. Seymore Street, Philadelphia.

4. On or about November 2, 2005, defendants MAURICE ALLEN SCHENCK and MACK WYNN possessed with the intent to distribute approximately 114.2 grams of cocaine inside of 170 W. Seymore Street, Philadelphia.

All in violation of Title 21, United States Code, Section 846.

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

On or about November 1, 2005, in Philadelphia, in the Eastern District of Pennsylvania,
defendants

**MAURICE ALLEN SCHENCK and
MACK WYNN**

knowingly and intentionally distributed, and aided and abetted the distribution of, a mixture or substance containing a detectable amount of cocaine base (“crack”), a Schedule II controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(C), and Title 18, United States Code, Section 2.

COUNT THREE

THE GRAND JURY FURTHER CHARGES THAT:

On or about November 1, 2005, in Philadelphia, in the Eastern District of Pennsylvania, defendants

**MAURICE ALLEN SCHENCK and
MACK WYNN**

knowingly and intentionally distributed, and aided and abetted the distribution of, a mixture or substance containing a detectable amount of cocaine base (“crack”), a Schedule II controlled substance, within 1,000 feet of the real property comprising the Fitler Academics Plus School, located at 140 W. Seymour Street, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(C).

In violation of Title 21, United States Code, Section 860(a), and Title 18, United States Code, Section 2.

COUNT FOUR

THE GRAND JURY FURTHER CHARGES THAT:

On or about November 2, 2005, in Philadelphia, in the Eastern District of Pennsylvania,
defendants

**MAURICE ALLEN SCHENCK and
MACK WYNN**

knowingly and intentionally distributed, and aided and abetted the distribution of, a mixture or
substance containing a detectable amount of cocaine base (“crack”), a Schedule II controlled
substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(C), and Title
18, United States Code, Section 2.

COUNT FIVE

THE GRAND JURY FURTHER CHARGES THAT:

On or about November 2, 2005, in Philadelphia, in the Eastern District of Pennsylvania, defendants

**MAURICE ALLEN SCHENCK and
MACK WYNN**

knowingly and intentionally distributed, and aided and abetted the distribution of, a mixture or substance containing a detectable amount of cocaine base (“crack”), a Schedule II controlled substance, within 1,000 feet of the real property comprising the Fitler Academics Plus School, located at 140 W. Seymour Street, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(C).

In violation of Title 21, United States Code, Section 860(a), and Title 18, United States Code, Section 2.

COUNT SIX

THE GRAND JURY FURTHER CHARGES THAT:

On or about November 2, 2005, in Philadelphia, in the Eastern District of Pennsylvania,
defendants

**MAURICE ALLEN SCHENCK and
MACK WYNN**

knowingly and intentionally possessed with intent to distribute, and aided and abetted the
possession with intent to distribute of, 50 grams or more, that is approximately 97.57 grams, of a
mixture or substance containing a detectable amount of cocaine base (“crack”), a Schedule II
controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(A), and Title
18, United States Code, Section 2.

COUNT SEVEN

THE GRAND JURY FURTHER CHARGES THAT:

On or about November 2, 2005, in Philadelphia, in the Eastern District of Pennsylvania,
defendants

**MAURICE ALLEN SCHENCK and
MACK WYNN**

knowingly and intentionally possessed with intent to distribute, and aided and abetted the possession with intent to distribute of, 50 grams or more, that is approximately 97.57 grams, of a mixture or substance containing a detectable amount of cocaine base (“crack”), a Schedule II controlled substance, within 1,000 feet of the real property comprising the Fitler Academics Plus School, located at 140 W. Seymour Street, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(A).

In violation of Title 21, United States Code, Section 860(a), and Title 18, United States Code, Section 2.

COUNT EIGHT

THE GRAND JURY FURTHER CHARGES THAT:

On or about November 2, 2005, in Philadelphia, in the Eastern District of Pennsylvania,
defendants

**MAURICE ALLEN SCHENCK and
MACK WYNN**

knowingly and intentionally possessed with intent to distribute, and aided and abetted the
possession with intent to distribute of, approximately 114.2 grams of a mixture or substance
containing a detectable amount of cocaine, a Schedule II controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(C), and Title
18, United States Code, Section 2.

COUNT NINE

THE GRAND JURY FURTHER CHARGES THAT:

On or about November 2, 2005, in Philadelphia, in the Eastern District of Pennsylvania,
defendants

**MAURICE ALLEN SCHENCK and
MACK WYNN**

knowingly and intentionally possessed with intent to distribute, and aided and abetted the possession with intent to distribute of, approximately 114.2 grams of a mixture or substance containing a detectable amount of cocaine, a Schedule II controlled substance, within 1,000 feet of the real property comprising the Fitler Academics Plus School, located at 140 W. Seymour Street, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(C).

In violation of Title 21, United States Code, Section 860(a), and Title 18, United States Code, Section 2.

NOTICE OF FORFEITURE

1. As a result of the violations of Title 21, United States Code, Sections 846, 841(a)(1) and 860(a), charged in this indictment, defendants **MAURICE ALLEN SCHENCK** and **MACK WYNN**, shall forfeit to the United States of America:

a. any property constituting or derived from proceeds obtained directly or indirectly from the commission of such offenses; and

b. any property used or intended to be used, in any manner or part, to commit, or to facilitate the commission of, such offenses.

2. If any of the property subject to forfeiture, as a result of any act or omission of defendants:

- (1) cannot be located upon the exercise of due diligence;
- (2) has been transferred or sold to, or deposited with, a third party;
- (3) has been placed beyond the jurisdiction of the Court;
- (4) has been substantially diminished in value; or
- (5) has been commingled with other property which cannot be divided without difficulty;

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of said defendants up to the value of the property subject to forfeiture.

All pursuant to Title 21, United States Code, Section 853.

A TRUE BILL:

FOREPERSON

PATRICK L. MEEHAN
United States Attorney